

DOCKET
NUMBERU.S. DISTRICT COURT
WEST. DIST. OF WISCONSININ THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN129
SEP 13 2002NEIL GAIMAN and MARVELS AND
MIRACLES, LLC,

)

FILED/RECEIVED
JOSEPH W. SKUPNIEWITZ, CLERK
CASE
NUMBER

Plaintiffs,

)

v.

)

Case No. 02-C-0048-S

TODD McFARLANE, et al.

)

Defendants-Counterclaimants.

)

03-1461

AFFIDAVIT OF TODD G. SMITH IN SUPPORT OF MOTIONS IN LIMINESTATE OF WISCONSIN)
) SS.

COUNTY OF DANE)

U.S. DISTRICT COURT
WEST. DIST. OF WISCONSIN
FILED
SEP 13 2002
CLERK

After being first duly sworn, Todd G. Smith deposes and states as follows:

1. I am one of the attorneys for the McFarlane Defendants and make this Affidavit upon personal knowledge.
2. Attached as Exhibit A is a true and correct copy of the expert witness report of James P. Caven served upon us in this matter by the plaintiffs.
3. Attached as Exhibit B is a true and correct copy of the expert witness report of Denis Kitchen served upon us in this matter by the plaintiffs.
4. Attached as Exhibit C is a true and correct copy of the transcript from the September 11, 2002 deposition of Denis Kitchen.



03-1461-L09

Dated this 13th day of September, 2002.



Todd G. Smith

Signed and sworn to before me this
13th day of September, 2002.



Notary Public, State of Wisconsin
My Commission: 3/19/00

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